



Office of the Attorney General
State of Texas

DAN MORALES
ATTORNEY GENERAL

October 2, 1998

Ms. Tenley A. Aldredge
Assistant County Attorney
Travis County
P. O. Box 1748
Austin, Texas 78767

OR98-2350

Dear Ms. Aldredge:

You ask whether certain information is subject to required public disclosure under chapter 552 of the Government Code. Your request was assigned ID# 118603.

Travis County (the "county") received a request for a particular county employee's job application. You contend that portions of the application are excepted from disclosure under sections 552.024, 552.117, and 552.130 of the Government Code.

Section 552.117 excepts from disclosure the home addresses, home telephone numbers, social security numbers, and family member information of current or former officials or employees of a governmental body who request that this information be kept confidential under section 552.024. Whether a particular piece of information is protected by section 552.117 must be determined at the time the request for it is made. *See* Open Records Decision No. 530 at 5 (1989). You indicate that the county employee requested protection under section 552.024 upon commencement of her employment with the county. The employee's election under section 552.024 predates the request for her job application. Therefore, if the employee elected to protect her home address, home telephone number, social security number, and family member information, then the county must withhold all four types of information from disclosure under section 552.117. Of the four types of information protected by section 552.117, we note that the county may only withhold the types of information that the employee specifically opted to protect.

You also contend that portions of the application are excepted from disclosure under section 552.130. Section 552.130 provides in relevant part:

(a) Information is excepted from the requirement of Section 552.021 if the information relates to:

(1) a motor vehicle operator's or driver's license or permit issued by an agency of this state; [or]

(2) a motor vehicle title or registration issued by an agency of this state[.]

We have marked the information that the county must withhold from disclosure pursuant to section 552.130.

We are resolving this matter with an informal letter ruling rather than with a published open records decision. This ruling is limited to the particular records at issue under the facts presented to us in this request and should not be relied upon as a previous determination regarding any other records. If you have questions about this ruling, please contact our office.

Yours very truly,



Karen E. Hattaway
Assistant Attorney General
Open Records Division

KEH/ch

Ref: ID# 118603

Enclosures: Submitted documents

cc: Mr. Ira Calkins
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(w/o enclosures)